IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.20199 of 2000

Between:

1 Nagi Guravaiah, S/o. Chinna Guravaiah,
Pamur Village and Mandal, Prakasam District.
2 Kattulapalli Ramana Reddy, S/o. Venkata Subba Reddy,
R/o. Uppalapadu, C.S.Puram Mandal, Prakasam District.

..... PETITIONERS

AND

1 The Superintendent of Police, Ongole, Prakasam District.
2 Regional Transport Officer, Ongole.
3 Station House Officer, Chandrasekharapuram, Prakasam District.
4 Station House Officer, Pamur, Prakasam District.
5 Mannepalli Venkatiah @ Peddanna, S/o. Venkataswamy,
Chandrasekharapuaram, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue Writ of Mandamus or any other appropriate writ or direction declaring the action of the respondents in not taking any action on the complaint of the petitioner against the Respondents 3 to 5 and also the inaction of the 2nd Respondent in not taking any action against the 5th Respondent for unauthorised operation of the bus No.AEE 5499 as illegal, arbitrary and consequently direct the 1st Respondent to take appropriate action by registering the complaint against the respondents 3 to 5.

Counsel for the Petitioners: MR.M.BRAHMA REDDY

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

Counsel for the Respondent No.5: MR.C.DAMODAR REDDY

The Court made the following:

ORDER:

It is the case of the petitioner that fifth respondent is running a bus without valid permit on the route R.K.Palli to Pamuru, that he gave a complaint to the respondents to take action against the petitioner, in vain. In this writ petition, he seeks a direction to the first respondent to take appropriate action by registering the complaint given by the petitioner on 11.7.2000.

The Inspector of Police, Pamuru filed counter affidavit on behalf of the first respondent. It is stated that the petitioner did not make any complaint to the respondents. He made a complaint to the Chief Minister of Andhra Pradesh on 19.7.2000, the same was forwarded to the Inspector of police, Pamuru. After receiving the complaint, a detailed enquiry was conducted and a report was submitted to the first respondent. During the enquiry, it was found that the allegations made by the petitioner are not correct and are false. Therefore, no further action was taken in the matter. The counter affidavit was filed before this Court on 19.2.2002 but the petitioner was not filed any reply affidavit denying the counter averments. In view of the uncontroverted counter averments, it must be held that the writ petition is without regard to the truth.

The writ petition is devoid of merits and is, accordingly, dismissed.

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July 19, 2005. (**V.V.S.RAO,J**)

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To

1 The Superintendent of Police, Ongole, Prakasam District.
2 The Regional Transport Officer, Ongole.
3 The Station House Officer, Chandrasekharapuram,

Prakasam District.
4 The Station House Officer, Pamur, Prakasam District.
5 Two CCs to the Government Pleader for Home,

High Court Buildings, Hyderabad. (OUT)

6 Two C.D. Copies.